

## UNITED STATES DISTRICT COURT W. D. OF WASHINGTON AT TACOMA

1 UNITED STATES OF AMERICA,

2 Plaintiff,

v.

3 ALBERTO ROSALES-TORRES,

4 Defendant.

Case No. MJ09-5178

## DETENTION ORDER

6 THE COURT, having conducted a detention hearing pursuant to 18 U.S.C. §3142, finds that no condition or combination of  
 7 conditions which defendant can meet will reasonably assure the appearance of the defendant as required and/or the safety of any  
 other person and the community.

8 This finding is based on 1) the nature and circumstances of the offense(s) charged, including whether the offense is a crime  
 9 of violence or involves a narcotic drug; 2) the weight of the evidence against the person; 3) the history and characteristics of the  
 10 person including those set forth in 18 U.S.C. § 3142(g)(3)(A)(B); and 4) the nature and seriousness of the danger release would impose  
 to any person or the community.

*Findings of Fact/ Statement of Reasons for Detention*Presumptive Reasons/Unrebutted:

- ( ) Conviction of a Federal offense involving a crime of violence. 18 U.S.C. §3142(f)(A)  
 ( ) Potential maximum sentence of life imprisonment or death. 18 U.S.C. §3142(f)(B)

Safety Reasons:

- ( ) Defendant is currently on probation/supervision resulting from a prior offense.  
 ( ) Defendant was on bond on other charges at time of alleged occurrences herein.  
 ( ) Defendant's prior criminal history.

Flight Risk/Appearance Reasons:

- ( ) Defendant's lack of sufficient ties to the community.  
 ( ) Bureau of Immigration and Customs Enforcement detainer.  
 ( ) Detainer(s)/Warrant(s) from other jurisdictions.  
 ( ) Failures to appear for past court proceedings.  
 ( ) Past conviction for escape.

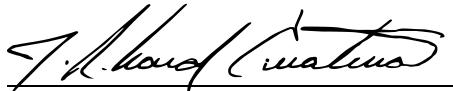
Other:

- (✓) Defendant stipulated to detention without prejudice and for reasons contained in the Government's Motion for Detention.

*Order of Detention*

- The defendant shall be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.
- The defendant shall be afforded reasonable opportunity for private consultation with counsel.
- The defendant shall on order of a court of the United States or on request of an attorney for the Government, be delivered to a United States marshal for the purpose of an appearance in connection with a court proceeding.

25 July 6, 2009.



26  
 27 J. Richard Creature  
 28 United States Magistrate Judge